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APPLICATION N	10.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/820,394 04/08/2004		04/08/2004	Stefan Boss	LBP-PT037	8453	
3624	7590	04/21/2006		EXAM	EXAMINER	
	AND KOE	•	ALIE, GHASSEM			
UNITED PLAZA, SUITE 1600 30 SOUTH 17TH STREET				ART UNIT	PAPER NUMBER	
PHILAD	PHILADELPHIA, PA 19103			3724		
				DATE MAILED: 04/21/2006		

Please find below and/or attached an Office communication concerning this application or proceeding.

· ·	Application No.	Applicant(s)					
	10/820,394	BOSS ET AL.					
Office Action Summary	Examiner	Art Unit					
	Ghassem Alie	3724	-				
The MAILING DATE of this communication app Period for Reply	ears on the cover sheet with the c	orrespondence add	Iress				
A SHORTENED STATUTORY PERIOD FOR REPLY WHICHEVER IS LONGER, FROM THE MAILING DA  - Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication.  - If NO period for reply is specified above, the maximum statutory period w.  - Failure to reply within the set or extended period for reply will, by statute, Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b).	ATE OF THIS COMMUNICATION  16(a). In no event, however, may a reply be time  rill apply and will expire SIX (6) MONTHS from cause the application to become ABANDONE	N. nely filed the mailing date of this cor D (35 U.S.C. § 133).					
Status			`				
1) Responsive to communication(s) filed on 25 Ja	nuary 2006.						
This action is <b>FINAL</b> . 2b) This action is non-final.							
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is							
closed in accordance with the practice under E	x parte Quayle, 1935 C.D. 11, 45	o3 O.G. 213.					
Disposition of Claims							
4) Claim(s) <u>1, 2, 4, 7-9, and 10-12</u> is/are pending							
4a) Of the above claim(s) is/are withdrawn from consideration.							
5) Claim(s) is/are allowed.							
	6) Claim(s) is/are rejected.						
7) Claim(s) is/are objected to. 8) Claim(s) <u>1, 2, 4, 7-9, and 10-12</u> are subject to r	estriction and/or election require	ment.					
Application Papers							
9) The specification is objected to by the Examine		Evaminas					
10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner.							
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).							
11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.							
Priority under 35 U.S.C. § 119							
12) ☐ Acknowledgment is made of a claim for foreign	priority under 35 H.S.C. 8 110/a	)-(d) or (f)					
a) All b) Some * c) None of:	priority under 55 0.5.0. § 118(a)	, (a) or (i).					
1. Certified copies of the priority documents	s have been received.						
2. Certified copies of the priority documents		on No					
3. Copies of the certified copies of the prior		ed in this National S	Stage				
application from the International Bureau							
* See the attached detailed Office action for a list of the certified copies not received.							
Attachment(s)	A) []	(PTO 442)					
Notice of References Cited (PTO-892)     Notice of Draftsperson's Patent Drawing Review (PTO-948)	4) Interview Summary Paper No(s)/Mail D	ate					
3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date	5) Notice of Informal F 6) Other:	Patent Application (PTO	-152)				
i apei itolopitiali Date							

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## Election/Restrictions

Restriction to one of the following inventions is required under 35 U.S.C.
 121:

- I. Claims 1, 2, and 4, drawn to a circular saw machine including a plurality of interchangeable plates having different spacing between the contact surfaces, classified in class 83, subclass 821.
- II. Claims 7-9, drawn to a circular saw machine including a mounting being fixable at a plurality of predetermined pivot angles, a hinge, and a hinge angle located along a pivot axis of the hinge, classified in class 83, subclass 169.
- III. Claims 10-12, drawn to a circular saw machine including a mounting that is being fixable at a plurality of pivot angles so that the radial distance between the contact surfaces of the saw blade guides and the drive shaft is respectively adjustable in positions for matching different saw blades, classified in class 83, subclass 829.

The inventions are distinct, each from the other because of the following reasons:

2. Inventions I-III are related as subcombinations disclosed as usable together in a single combination. The subcombinations are distinct from each other if they are shown to be separately usable. For example, the invention of Group I which includes a plurality of interchangeable plates has a separate utility such as it could be used without the mounting and the hinge of the invention in Group II.

Conversely, the invention of Group II which includes a mounting and a hinge has a

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separate utility such as it could be used without the plurality of interchangeable plates of the invention in Group I. See MPEP § 806.05(d).

- 3. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art because of their divergent subject matter, restriction for examination purpose as indicated is proper.
- 4. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor or at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).
- 5. Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR. 1.143).

## Conclusion

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ghassem Alie whose telephone number is (571) 272-4501. The examiner can normally be reached on Mon-Fri 8:30 am - 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Allan Shoap can be reached on (571) 272-4514. The fax

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phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, SEE <a href="http://pair-direct.uspto.gov">http://pair-direct.uspto.gov</a>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (too-free).

GA/ga

April 14, 2006

Allan N. Shoap Supervisory Patent Examiner Group 3700